

10/517732
Rec'd PTO 09 JUN 2005

Case No. 70065 US

**DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION
UNDER 37 C.F.R. 1.63**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, and

I believe I am the original, first and/or joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled

HERBICIDAL COMPOSITION

the specification of which was filed on December 8, 2004, and entered into the National Stage in the United States as U.S. Application Serial No. 10/517,732.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendments specifically referred to below.

I acknowledge my duty to disclose all information which is known by me to be material to the patentability of this application as defined in 37 C.F.R. §1.56.

I hereby claim the benefit under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate listed below and under 35 U.S.C. §365(a) of any PCT international application(s) designating at least one country other than the United States listed below and have also listed below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States for the same subject matter and having a filing date before that of the application the priority of which is claimed for that subject matter:

PCT/US03/17486 filed 4 June 2003

I hereby claim the benefit under 35 USC §119(e) of any United States provisional application(s) listed below:

60/388,570 filed 12 June 2002

I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) listed below and under 35 U.S.C. §365(c) of any PCT international application(s) designating the United States listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in said prior application(s) in the manner required by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose all information known by me to be material to patentability as defined in 37 C.F.R. §1.56 which became available between the filing date(s) of the prior application(s) and the national or PCT international filing date of this application:

I hereby appoint the attorneys and agents associated with Customer No. **0026748**, respectively and individually, as my attorneys and agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Please address all communications to the address associated with Customer No. **0026748**, which is currently **Syngenta Crop Protection, Inc.**, Patent and Trademark Dept., 410 Swing Road, Greensboro, NC 27409.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FIRST JOINT INVENTOR:

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Signature : James Nabors

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SECOND JOINT INVENTOR:

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THIRD JOINT INVENTOR:

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